5832269/2022/VIG-III-MAU01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – MA&UD Department - Nandyal Municipality – Disciplinary Proceedings instituted against Sri B.V.Rama Subbaiah, former Bill Collector (now retired), Nandyal Municipality, Kurnool District under Rule-20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991 for committing misappropriation of Municipal funds in Nandyal Municipality – Enquiry Conducted – Charges Proved – Imposition of a penalty of 3% cut in pension for a period of ten (10) years , besides recovery of an amount of Rs.2,82,693/- - orders – Issued..

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MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.III) DEPARTMENT

G.O.Rt.No.291 Dated.05.05.2022

Read the following:-

1. From the C&DMA, Hyd. Lr.No. 9145/2014/C3-4, dt.02.07.2014, 5.03.2015, & 24.04.2015.
2. G.O.Rt.No.465 MA&UD(Vig.II.2) dated.29.06.2015.
3. WSD of Sri B.V.RamaSubbaiah, former Bill Collector,Nandyal Municipality, Kurnool District, dt.27.08.2015.
4. G.O.Rt.No.161 MA&UD(Vig.II.2) Dept, dated.26.03.2016.
5. From the Enquiry Officer & Addl. Mission Director, MEPMA., Guntur, Lr.Roc.No.008/AMD(Admn)/2016, dt.29.06.2017.
6. Govt.Memo.No.10951/Vig.II(2)/2014, dt.20.09.2017.
7. From the DMA., Lr.Roc.No.9145/2014/C2, dt.15.11.2017.
8. Govt.Lr.No.10951/Vig.II(2)/2014, dt.07.05.2018.
9. From the Secretary, APPSC, Vijayawada, Lr.dt.10.08.2018, 25.10.2018, 29.01.2019 & 30.03.2021.
10. Govt.Memo.No.10951/Vig.II(2)/2014, dt.19.11.2018, 15.02.2019, 08.05.2021, 12.11.2021.
11. From RDMA, Ananthapuram, Lr.Roc.No.732/2014/A3,dt.01.12.2021.
12. Govt.Memo.No.10951/Vig.III/2014, dt.30.03.2022.
13. Written representation of Sri B.V.RamaSubbaiah, former Bill Collector(Retired), dt.13.04.2022.
14. Govt.Lr.No.10951/Vig.III/2014, dt.21.04.2022
15. From the Secretary, APPSC, Vijayawada, Lr.dt.04.05.2022.

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**ORDER:**

Based on the report of Commissioner and Director of Municipal Administration, Hyderabad, Government initiated disciplinary proceedings on the allegations of misappropriation of municipal funds in Nandyal Municipality, Kurnool District by framing article of charges under Rule 20 of A.P.C.S(CC&A) Rules, 1991 against Sri B.V.Rama Subbaiah, former Bill Collector, Nandyal Municipality, Kurnool District with a direction to submit his written statement of defence vide reference 2nd read above.

2. In the reference 3rd read above, the charged officer submitted his written statement of defence duly denying the charges framed against him and requested to drop the further action against him. Having not convinced with his reply, Government appointed Inquiry Authority to enquire into the charges framed against the charged officers vide reference 4th read above. Subsequently, the Inquiring Authority submitted his enquiry report stating that all the (5) charges were proved against Sri B.V.Rama Subbaiah, former Bill Collector, Nandyal Municipality, Kurnool District, vide reference 5th read above

3. In the reference 6th read above, a copy of Enquiry report has been communicated to Sri B.V.Rama Subbaiah, former Bill Collector, Nandyal Municipality, Kurnool District with a direction to submit his written representation on the findings of the Inquiring Authority, if any. In reference 7th read above, the

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DMA has forwarded the written representation of Sri B.V.Rama Subbaiah, former Bill Collector, Nandyal Municipality on the findings of Inquiry Authority, wherein among others, he requested to drop the further action against him.

4. In the reference 8th read above, after following due procedure Government addressed a letter to A.P.Public Service Commission, Vijayawada, for obtaining their concurrence on the proposed penalties against (14) erring officials of Nandyal Municipality. In reply, the APPSC requested the Government to furnish certain information, vide reference 9th read above. Accordingly, Government requested the CDMA to furnish the information in the modified check list issued by GA(Ser.C) Department, so as to enable to transmit the same to APPSC for obtaining their concurrence in the reference 10th read above.

5. In the reference 11th read above, the RDMA, Ananthapuram has furnished the service particulars of Sri B.V.Rama Subbaiah, former Bill Collector, Nandyal Municipality and it was found that he was retired from service on 31.05.2021. Accordingly, Government after following due procedure, a provisional decision has been taken to impose a penalty of 3% cut in monthly pension for a period of ten (10) years besides recovery of loss under Rule-9 of AP Revised Pension Rules, 1980 against Sri B.V.RamaSubbaiah, former Bill Collector(Retd), Nandyal Municipality.

6. In the reference 12th read above, a show cause notice has been issued to Sri B.V.Rama Subbaiah, former Bill Collector (Retd), Nandyal Municipality, as to why the above said penalty cannot be imposed against him. In the reference 13th read above, Sri B.V.RamaSubbaiah, former Bill Collector (Retd), Nandyal Municipality has submitted his written representation and among other things, he has requested to drop the further action against him.

7. Government after careful examination of the inquiry report and written representation of the charged officer and after following the due procedure, it has been provisionally decided to impose a penalty of 3% cut in pension for a period of ten (10) years besides recovery of an amount of Rs.2,82,693/- against Sri B.V.Rama Subbaiah, former Bill Collector(Retd), Nandyal Municipality in terms of Rule-9 of A.P. Revised Pension Rules, 1980 as all charges proved against him in the enquiry. Accordingly, Government have addressed a letter to the Secretary, A.P. Public Service Commission to convey their concurrence to the above proposal vide reference 14thread above. In turn, the Secretary, A.P. Public Service Commission has stated that the Commission has agreed with the above proposal of Government i.e., to impose a penalty of 3% cut in pension for a period of ten (10) years besides recovery of an amount of Rs.2,82,693/- against Sri B.V.Rama Subbaiah, former Bill Collector (Retd), Nandyal Municipality, vide reference 15th read above.

8. Government after careful examination of the entire matter, hereby decided to confirm the provisional decision of imposition of the penalty of 3% cut in pension for a period of ten (10) years besides recovery of an amount of Rs.2,82,693/- against Sri B.V. Rama Subbaiah, former Bill Collector (Retd), Nandyal Municipality, Kurnool District, in terms of Rule-9 of A.P.Revised Pension Rules, 1980, as all the charges proved against him in the enquiry.

9. Accordingly, Government hereby order to impose a penalty of 3% cut in pension for a period of ten (10) years besides recovery of proportionate amount of Rs.2,82,693/- from the misappropriated amount against Sri B.V.Rama Subbaiah, former Bill Collector(Retd), Nandyal Municipality, Kurnool District.

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